

FILED**SEP 27 2005****CLERK, U.S. DISTRICT COURT**By _____
Deputy

IN THE UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF TEXAS
 AMARILLO DIVISION

TONY ROACH,

Petitioner,

v.

2:02-CV-0042

DOUGLAS DRETKE, Director,
 Texas Department of Criminal
 Justice, Institutional Division,

Respondent.

ORDER OVERRULING OBJECTIONS,
ADOPTING REPORT AND RECOMMENDATION,
and DENYING PETITION FOR A WRIT OF HABEAS CORPUS

Came this day for consideration the petition for a writ of habeas corpus filed by petitioner TONY ROACH. On September 9, 2005, the United States Magistrate Judge issued a Report and Recommendation in this cause, recommending therein that petitioner's application for a writ of habeas corpus be denied. Petitioner filed objections to the Magistrate Judge's Report and Recommendation on September 20, 2005.

The undersigned United States District Judge has made an independent examination of the record in this case and has examined the Report and Recommendation of the Magistrate Judge, as well as the objections filed by petitioner. The District Judge is of the opinion petitioner's objections should be, and hereby are, OVERRULED. The District Judge is of the further opinion that the Magistrate Judge's Report and Recommendation should be, and hereby is,

ADOPTED. Accordingly, the petition for a writ of habeas corpus filed by petitioner TONY ROACH is DENIED.

LET JUDGMENT BE ENTERED ACCORDINGLY.

IT IS SO ORDERED.

ENTERED this 27th day of September 2005.


MARY LOU ROBINSON
UNITED STATES DISTRICT JUDGE